

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA

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Dwone Carnell Harrison)
Full name and prison number)
of plaintiff(s) 193689)

DEBRA P. HACKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

v.)

D. Lucylae Perdue)
_____)
_____)
_____)

CIVIL ACTION NO. 2:06CV1075-MHT
(To be supplied by Clerk of
U.S. District Court)

Name of person(s) who violated
your constitutional rights.
(List the names of all the
persons.))

I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? YES () NO (☒)
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES (☒) NO ()
- C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s)

Dwone Carnell Harrison

Defendant(s)

City of Prattville

2. Court (if federal court, name the district; if state court, name the county)

Federal Court

Southern District of Alabama

3. Docket number unknown
4. Name of judge to whom case was assigned unknown
5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) Still Pending
6. Approximate date of filing lawsuit _____
7. Approximate date of disposition _____

II. PLACE OF PRESENT CONFINEMENT Kilby Prison

PLACE OR INSTITUTION WHERE INCIDENT OCCURRED _____

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

- | | NAME | ADDRESS |
|----|-------------------------|---------------------------|
| 1. | <u>D. Luaynz PERdue</u> | <u>123 1st Street</u> |
| 2. | | <u>Proffwiz 919 36067</u> |
| 3. | | |
| 4. | <u>Phone #</u> | <u>334-365-5997</u> |
| 5. | | |
| 6. | | |

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED 10-13-06

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: the Constitution of the United State of America) Amendment X11 / Section (2)

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

The lawyer failed to conduct a defense
and lawyer failed to require that
every element of the case be
established. Lawyer did not reasonable
efforts at no time on my case. SEE exhibit

GROUND TWO: _____

SUPPORTING FACTS: _____

GROUND THREE: _____

SUPPORTING FACTS: _____

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU. MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

600 Money for my wife driving back and
forth to see him, and raise of my car in
The amount of \$900.00 I want \$10,000.00 for pain and
suffering he cause my wife and family and my self, I want
\$5,000.00 for his unethical manner

X

Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED on

11-22-06

(Date)

X

Signature of plaintiff(s)

Statement of Fact

On and about 2003 D. Wayne Perdue was appointed to give me representation in the Circuit Court of Autauga County Alabama. Said Lawyer was appointed to represent me as his client by the Honorable Judge John B. Bush. Said Lawyer have not put forth any efforts toward my case. I have written to him over ten times over and over and no response from said Lawyer at all. Rule 3.1 (b) and Rule 3.2 clearly states a Lawyer duties. Lawyer have failed to withdraw himself from my case, keeping me in prison. Lawyer D. Wayne Perdue have failed to exercise independent Professional Judgment and fail to render candid advice. Mr D Wayne Perdue have misrepresented me from day one he was appointed to my case. Said Lawyer D. Wayne Perdue have violated my XIV Amendment of the U.S. Constitution. By willfully neglecting a legal matter entrusted to him by the courts, he failed to act with reasonable diligence and promptness he have showed nothing but negligence, breach of contract. Lawyer fail to keep client reasonably — informed about the status of a matter and promptly comply with reasonable request

for information on Client Case from day
 one lawyer was appointed to Client Case.
 It been over 9 months and more and Client
 have not seen or heard from lawyer, Client
 wife have cause said lawyer and lawyer
 have yet to respond to Client. Client wife
 have continued to contact lawyer regarding
 work that Client want lawyer to do, and
 said lawyer have obligated to represent
 Client on his Case. I've written to lawyer
 on several times and each time essentially
 he has not written back to me. he was
 emphatically told by my wife the last
 time she drove here come to Prattville Alabama
 to his office. I needed to see him bad, he
 refused to come visit me before and still
 today. There is nothing my lawyer can say
 to dispute or to refute these facts. These
 are not allegations. These are true facts of
 my Case. I have not seen my lawyer
 since he was appointed to my Case
 nor talk to him. Lawyer manner was unethical
 toward me. And have deprived me and my wife
 and family of life, liberty, property without
 due process of law. The equal protection
 of the law lawyer have failed to provide.
 The client and client wife with facts relevant
 to client case, have not inform client or

Client letter of Communications from The State of Alabama. Our lawyer failed to take any steps that permit the client and client letter to make a decision regarding this serious offer from the State of Alabama. The lawyer have never promptly inform client of client letter of any information regarding client case. The lawyer have failed to review our important provisions of the general strategy and prospects of any success or tactics. Lawyer fail to take the reasonable expectation of the XIV Amendment of the United States of America Constitution. Lawyer have failed to act in client best interests. My lawyer have willfully neglect his legal matter entrusted to him by the Court and Judge and The State of Alabama and The Constitution of The U.S. 14th Amendment. The Plaintiff in petition makes these following arguments set forth above and also that Plaintiff was denied the effective assistance of Counsel. The in an Criminal Prosecutions the Accused shall enjoy the right to Counsel and to a Speedy and public trial by an impartial Jury of The State and district wherein the Crime shall have been committed which district shall have been previously ascertained by law and to be informed

of the nature and cause of the accusation to be confronted with the witnesses against him to have compulsory process for obtaining witnesses in his favor and to have the assistance of counsel for his defense in suits of common law - I pray that this Honorable Court and Judge that are reviewing this Complaint need not swallow the Defendant's invective hook line and sinker bald assertions unsupportable conclusions paraphrases circumlocutions and the like need not be credited in the Defendant's response to Plaintiff's Complaint in the United States District Court for the Middle District of Alabama. Plaintiff requests a summary hearing be set for oral arguments to be presented. And evidence to be set forth. Plaintiff's relief is for emotional stress physical stress mental stress and gas for miles put on car and tires paper and stamps from the Defendant total of \$24,000.00 with phone calls to Defendant. Through out the Defendant's appointment of counsel to Plaintiff this is the relief sought out by the Plaintiff in this Complaint against the Defendant.

I declare under penalty of perjury that the above statements of facts in the foregoing Complaint is True and Correct and the foregoing blow statement is True and Correct. Plaintiff could be out on bond if Plaintiff Lawyer would have represented Plaintiff states that Plaintiff filed to the Alabama State Bar and heard nothing back on Plaintiff Complaint. Against Defendant. Plaintiff have ask the Court to withdraw Defendant also. Plaintiff have exhaust an state bar Remedied with Defendant.

Sworn to and Subscribed before me this 2nd day of November 2006

Perry O. Woods
Notary Public

Dwain Harrison
Plaintiff Name

my Commission expires

May 28, 2007

ACR467

ALABAMA JUDICIAL DATA CENTER
AUTAUGA COUNTY

JUDGE: JOHN B BUSH

DOCKET DATE NOTICE

CASE: CC 2005 000246.00

DEFENDANT, ATTORNEY(S), AND ALL WITNESSES MUST APPEAR BEFORE THIS COURT
FOR PLEA DOCKET AT THE TIME AND PLACE STATED BELOW.

DEFENDANT: HARRISON DWONE CARNELL
ATTORNEY: PERDUE D WAYNE

DATE: 04/11/2007

TIME: 08:00 AM

CHARGE: CONSPIRACY-DIST CONTROL SUBS

PLACE: AUTAUGA COUNTY COURTHOUSE
CIRCUIT COURT
PRATTVILLE AL 36067

HARRISON DWONE CARNELL
C/O MONTG CO DET FACILITY
250 SOUTH MCDONOUGH ST
MONTGOMERY AL 36104 0000

NOTES:

DATE ISSUED: 10/13/2006

WHIT MONCRIEF

, CLERK

OPERATOR: DEH
PREPARED: 10/13/2006